

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2011-005961-001 DT

04/20/2016

HON. SHERRY K. STEPHENS

CLERK OF THE COURT

K. Howard

Deputy

STATE OF ARIZONA

MARY-ELLEN WALTER

v.

TRAVIS RICCI (001)

BRUCE E BLUMBERG

JENNIFER L WILLMOTT

CAPITAL CASE MANAGER

JUDGE SAM MYERS

TRIAL CONTINUANCE PAST LAST DAY

8:53 a.m.

Courtroom SCT 5C

State's Attorney: Mary-Ellen Walter

Defendant's Attorney: Jennifer Willmott and Bruce Blumberg

Defendant: Present

Court Reporter, Mike Babicky, is present.

A record of the proceeding is also made by audio and/or videotape.

Having considered the Motion to Continue by counsel for the State, the Court finds,

1. The nonmoving party or parties: Do Not Object.

2. The Arraignment date was: 04/20/2011

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3. The original last day was: 01/15/2012; Current last day is: 06/27/2016
4. The existing date of the trial when the motion was filed: 05/16/2016
5. The number of continuances granted before this continuance was: 4 by Defense; 1 by the State
6. The motion was: In writing.
7. The motion was filed at least 5 days before trial: Yes
8. If filed untimely, the motion sets forth with specificity the reasons for its untimeliness: Does Not Apply

The Court finds that delay is indispensable to the interests of justice and that the following extraordinary circumstance(s) exist warranting the continuance:

Counsel for the State was only recently assigned to this matter and needs time to review the file and prepare for trial/

The Defendant waived applicable time limits: Yes

IT IS ORDERED vacating the current trial setting of 05/16/2016 and resetting same to 09/19/2016 at 9:30 a.m. in this division.

IT IS ORDERED resetting the Final Trial Management Conference (FTMC) set on 04/29/2016 to 09/12/2016 at 8:30 a.m. in this Division.

IT IS FURTHER ORDERED setting Status Conference on 06/13/2016 at 8:30 a.m. before this Division.

IT IS FURTHER ORDERED setting the NEW LAST DAY on: 11/01/2016.

Court and counsel discuss various pending motions.

IT IS ORDERED setting Oral Argument on the State's Motion to Preclude Victim's Criminal History, the State's Motion to Preclude Victim's Previous Gunshot Wounds, and the State's Motion to Preclude Victim's Drug Use as well as the Defendant's Motion to Declare

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Street Gang Aggravator Unconstitutional on 06/13/2016 at 8:30 a.m. in this Division, to be heard in conjunction with the Status Conference.

IT IS FURTHER ORDERED setting the deadline for the State to file a response to the Defendant's Motion to Declare Street Gang Aggravator Unconstitutional on 05/09/2016.

IT IS FURTHER ORDERED directing Defense counsel to file a reply by 06/13/2016.

At the request of the State,

IT IS ORDERED setting the deadline for Defense counsel to provide mitigation materials to the State on 06/01/2016.

The Court having received and considered the State's Motion to Continue Evidentiary Hearing, there being no objection by counsel for the Defense, and good cause appearing,

IT IS ORDERED resetting the Evidentiary Hearing Re: Motion to Suppress from 05/06/2016 to 06/17/2016 at 1:30 p.m. in this Division.

IT IS FURTHER ORDERED affirming prior custody orders.

9:03 a.m. Matter concludes.